

HCS SCS SB 485 -- PERFECTION OF SECURITY INTERESTS AND STATUTORY LIENS

SPONSOR: Cunningham (Kelly, 24)

COMMITTEE ACTION: Voted "do pass" by the Committee on Judiciary by a vote of 10 to 0.

This substitute specifies that the filing of a financing statement is necessary to perfect a security interest in collateral that is inventory held for sale or lease by a person or leased by that person as lessor and that person is in the business of selling goods of that kind.

Currently, an aircraft lien is required to be filed 30 days after surrendering the property. The substitute increases that time period to 180 days. The substitute allows the written memorandum of the work or material furnished to be signed by the authorized agent of the owner or the person in lawful possession of the property and allows a person who performs labor on parts or aircraft equipment to place a lien on the item if he or she obtained a signed memorandum of the work or material furnished or to be furnished.

FISCAL NOTE: No impact on state funds in FY 2013, FY 2014, and FY 2015.

PROPONENTS: Supporters say that the bill allows an airplane mechanic more time to file a lien on work he or she did on an airplane.

Testifying for the bill were Representative Kelly (24) for Senator Cunningham; and Larry Hawkins.

OPPONENTS: There was no opposition voiced to the committee.